

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 1091 of 1999

For Approval and Signature:

Hon'ble MR.JUSTICE M.R.CALLA

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

RAJESHKUMAR THAKARSHIBHAI KOTADIYA

Versus

COLLECTOR RAJKOT DISTRICT

Appearance:

MR SURESH M SHAH for Petitioners

Mr.B.Y.Mankad,learned A.G.P.for Respondent No. 1

MR PK PAREKH for Respondent No. 2 to 12

CORAM : MR.JUSTICE M.R.CALLA

Date of decision: 01/04/99

ORAL JUDGEMENT

Heard learned counsel.

Rule. Mr. Mankad,learned A.G.P. waives service of rule on behalf of respondent No.1 and Mr. Parekh waives service of rule on behalf of respondents Nos.2 to 12. On the request of both the sides, the matter is taken up for final hearing.

It is the common case of the parties that the petitioners' application under S.258 of the Gujarat Municipalities Act is pending before the Collector, Rajkot since long. The Collector, Rajkot is, therefore, directed to decide the petitioners' application under S.258 of the Gujarat Municipalities Act as early as possible, but in no case later than 15.5.99. The Gondal Municipality will supply the necessary details to the concerned Collector on or before 16.4.99. All the parties agree to appear before the Collector, Rajkot on 28.4.99 and the Collector, Rajkot may hear the matter on 28.4.99 itself or on any other date which may be fixed by him, prior to 15.5.99.

With the observations and directions, as aforesaid, this Special Civil Application is hereby disposed of. The interim order dt.12.2.99 passed by this court shall continue till 15.5.99 or upto any other date earlier to 15.5.99 by which date the Collector decides the application. Rule is made absolute in the terms as aforesaid. No order as to costs.